

1 BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

2
3 Application of _____)

4 _____)

5 doing business as _____) Application No.

6 _____)

7 to sell and _____)

8 _____) (For Commission use only)

9 to buy the water system in _____)

10 _____ County)

11 _____)

12
13 APPLICATION

14 This application of _____

15 (seller(s))

16 whose address and telephone number is _____

17 _____, (_____) _____ owner(s)

18 of the water system known as _____

19 _____ and _____

20 (buyer(s))

21 whose address and telephone number is _____

22 _____, (_____) _____ respectfully

23 shows:

24 I

25 That communications in regard to this application are to be

26 addressed to _____ whose address

27 (person)

28 is _____,

29 (zip code)

30 telephone number (_____) _____.

II

That the application is made pursuant to Sections 851 through 854 of the California Public Utilities Code and Rules 1 through 7, 15 through 17, 35, 36, 45 through 48 and 88 of the Commission's Rules of Practice and Procedure for authority to transfer the water system operating in the area described as

_____ in or near the community
of _____, serving _____
(city) (number)
customers.

III

The seller(s) was/were granted a Certificate of Public Convenience and Necessity by Decision (D.) _____, dated _____, in Application (A.) _____, filed _____.

OR

Authority to acquire the system was granted to sellers by D. _____, dated _____, in A. _____, filed _____. The water system operates under a franchise granted by _____.

(if applicable)

IV

The water system consists of (brief description):

Land: _____

Wells Number: _____, Diameter: _____

Depth: _____ Other Source of Supply: _____

Pumping Equipment: Number: _____ HP: _____ capacity--GPM:

_____ Water Treatment Equipment: _____

Reservoirs and Tanks: Number: _____ Capacity: _____

(gallons)

Water Mains: _____ feet. Services: _____

1 (number)
2 Meters: _____ installed, _____ available for installation:
3 _____ Fire hydrants: _____ Buildings: _____
4 (number)
5 _____ Office furniture and equipment: _____
6 _____
7 Transportation equipment: _____
8 Other equipment: _____
9

10 V
11 The original cost of property being transferred is \$_____,
12 and the depreciation reserve as of _____
13 (date)
14 is \$_____, resulting in a net book cost of \$_____. The
15 selling price is \$_____ with these terms for payment:
16 _____.

17 A copy of the transfer agreement is attached hereto as
18 Exhibit A.

19 A copy of the proposed deed to real property is attached
20 hereto as Exhibit B.

21
22 VI
23 Seller(s) desire(s) to dispose of the system because _____
24 _____,
25 and buyer(s) desire(s) to acquire the system because _____
26 _____.
27 Buyer(s) has/have had the following experience which qualifies
28 him/them to operate the system: _____
29 _____
30 _____.

31
32 VII
33 Seller's(s') most recent annual report, for year ending
34 _____, is attached hereto as Exhibit C.
35 Buyer's(s') financial net worth statement is attached hereto
36 as Exhibit D.

1 Buyer's(s') occupation is _____ and
2 present employment is _____. Buyer's(s')
3 employment address and telephone number is _____
4 _____, (____)_____. Buyer's(s')
5 residential address and telephone number is _____
6 _____, (____)_____.
7

8 VIII

9 Buyer(s) propose(s) to adopt the presently filed tariffs of
10 the seller(s), a copy of which sellers) has available to furnish
11 to buyer(s). Buyer(s) agree(s) to be bound by any outstanding
12 Commission decisions and/or directives involving the water system
13 being transferred. Buyer(s) will be furnished the utility's
14 copies of the following or informed of their availability at the
15 Commission's headquarters, 505 Van Ness Avenue, San Francisco,
16 California 94102:

- 17 (a) General Order 96-A, Filing and Posting of
18 Tariff Schedules
19 (b) General Order 103, Rules Governing Water
20 Service, Including Minimum Standards for Design
21 and Construction
22 (c) Uniform System of Accounts for Class D Water Utilities
23 (d) Rules of Practice and Procedure
24 (e) Public Utilities Code of the State of California

25 IX

26 Seller(s) and buyer(s) warrant that:

- 27 (a) There are no customer deposits to establish credit.

28 OR

29 Buyers will refund customer deposits when due.

- 30 (b) There are no main extension advances

31 OR

32 All refunds due on main extension advances have been
33 paid on a current basis and none are overdue.

- 34 (c) On main extension advances which will fall due in the
35 future, buyer(s) agree(s) to pay the refunds when due.

1 (d) The condition of the system is good.
2 OR
3 The system needs modification and repair to bring it up
4 to the standards of General Order No. 103 at an
5 estimated cost of \$ _____. These funds
6 (are) (are not) available. The work will be performed
7 by the (seller(s)) (buyer(s)). Source of Funds is
8 _____.

10 X
11 Seller(s) and buyer(s) accept joint responsibility for
12 informing the community of customers about this application after
13 filing.

14 WHEREFORE, applicants request an ex parte order authorizing
15 seller(s) to transfer and buyer(s) to acquire the water system
16 described and under conditions stated herein and that seller(s),
17 upon compliance with such an order, be relieved of any public
18 utility responsibilities related to the system being transferred.

19 I and each one of us whose names are shown as application
20 seller(s) and buyer(s) in the above-entitled matter hereby
21 declare and say:

22 That I and each one of us have read the foregoing
23 application and know the contents thereof; that the statements
24 are true of my own knowledge, except as to the matters which are
25 stated on information or belief, and as to those matters which I
26 believe them to be true.

27 I and each one of us declare under penalty of perjury that
28 the foregoing is true and correct. This has been executed at the
29 place and on the date shown on the signature line. (Each named
30 applicant must sign.)

31	Signatures	<u>City and State</u>	<u>Date</u>
32	Seller: _____	_____	_____
33	Seller: _____	_____	_____
34	Buyer: _____	_____	_____
35	Buyer: _____	_____	_____

1 NOTE:

2 The following exhibits must be attached to all applications
3 for transfer:

4
5 Exhibit A - Copy of the sale agreement. If there is no
6 written agreement, it should be so stated in
7 the application and other documentation of
8 sale attached, such as bill of sale, escrow
9 agreement or note.

10
11 Exhibit B - Copy of the proposed deed to the real property
12 transferred.

13
14 Exhibit C - Copy of the last annual report of seller(s)
15 or a copy of the latest available balance
16 sheet and income statement of seller(s).

17
18 Exhibit D - Copy of buyer's(s') financial net worth
19 statement, or, if operating as a utility,
20 the latest available balance sheet and
21 income statement.

22
23 If the purchase price is more than the net book cost, the
24 following statement must be included in the application,
25 preferably as a letter exhibit signed by the purchaser.

26
27 Purchaser is paying \$_____ more than the
28 original cost of net depreciation and contributions.
29 He understands that rates will be based upon the
30 depreciated original cost of the plant, excluding
31 contributed plant, and not on the purchase price.____

32
33 A check for \$75 must accompany the applications for transfer
34 of the Certificate of Public Convenience and Necessity, when sold
35 to an individual, as contrasted to a public entity.

Following review of the application by Commission staff the applicant will be notified regarding the adequacy of the information contained in application. The applicant will be provided the text of a notification to be sent each customer. Customers will be given 30 days to make any objections to the Commission, at 505 Van Ness Avenue, San Francisco, CA 94102.

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